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July 23, 2010

Mr. Steven C. Reed Secretary of the Commission P.O. Box 360 Jefferson City, MO 65102

Re:

In the Matter of a Repository File in which to Gather Information and Assess the Availability of Broadband Services in the State of Missouri Case No. TW-2010-0362

Dear Mr. Reed:

We are this date filing Comments on behalf of the Missouri Cable Telecommunications Association in the above captioned matter.

very nury yours,

Richard S. Brownlee III

RSB:lms

cc: Charles G. Simino

## BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In The Matter of a Repository File in which to )	
Gather Information and Assess the Availability of )	Case No. TW-2010-0362
Broadband Services in the State of Missouri )	

## COMMENTS OF MISSOURI CABLE TELECOMMUNICATIONS ASSOCIATION

COMES NOW Missouri Cable Telecommunications Association (MCTA) by and through Richard S. Brownlee III, Polsinelli Shughart PC, and for its Comments to the Missouri Public Service Commission (Commission) in the above captioned docket states:

- 1. The Commission should defer to the Missouri Office of Administration (OA) in terms of information to be gathered regarding high speed internet access available in Missouri including data speed, rates, mapping, unserved and underserved areas, and available funding.
- 2. OA has received an approximate \$1.9 million grant from the federal stimulus program to develop the same information and produce mapping, therefore, if the Commission endeavors to investigate the same issues and data, there would be unnecessary and costly duplication.
- Utilizing and incorporating the OA investigation, protective orders and documentation will meet MCTA concerns regarding the confidentiality of materials filed, in light of questions regarding the

Commission's ability to provide such protections through a protective order.

- 4. The Commission should work with OA and focus on preparing a comprehensive report available to the State that describes the data collected and addresses the other matters of Senate concern raised in the formulation of this docket.
- The Commission should clarify in its report the source, projected use/areas and amounts of funding for the state available broadband projects.
- 6. The Commission should accelerate its report to coincide with the completion of mapping to produce a report at the earliest date possible so that if legislative action would be required, there would be time for an appropriate legislative response.
- 7. The Senate is to be commended for this important project for coordinating the work between the Office of Administration and the Commission.

Respectfully submitted,

Richard S. Brownlee III #22422

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## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was delivered by first class mail on this 23rd day of July, 2010, to each of the following:

Colleen M. Dale, Senior Counsel Attorney for the Staff of the Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102

Mr. Steven C. Reed Secretary of the Commission P.O. Box 360 Jefferson City, MO 65102

Office of the Public Counsel P.O. Box 7800 Jefferson City, MO 65102

Richard S. Brownlee III